

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

MATTHEW DAVIS

Petitioner

v.

TRACY W. JOHNS

Respondent

**Judgment in a Civil Case**

Case Number: 5:10-HC-2189-FL

**Decision by Court.**

This action came before the Honorable Louise Wood Flanagan, Chief United States District Judge, for consideration of the respondent's motion to dismiss.

**IT IS ORDERED AND ADJUDGED** that respondent's motion to dismiss is granted and this action is hereby dismissed without prejudice.

This Judgment Filed and Entered on July 7, 2011, with service on:

Matthew Davis 00270-131, LSCI - Butner, P.O. Box 999, Butner, NC 27509 (via U.S. Mail)  
W. Ellis Boyle (via CM/ECF Notice of Electronic Filing)

July 7, 2011

/s/ Dennis P. Iavarone

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Clerk

Raleigh, North Carolina